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AUG 17 2005

PATENT
Docket No. VAC-260.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
MANFRED REITER, et al.)
Serial No.: 10/006,881) Art Unit: 1648
Filed: 12/10/2001)
For: Method for Large Scale Production of) Examiner: Chen, Stacy Brown
Virus Antigen)

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR §1.181

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
Facsimile No.: 571-273-8300

Sir:

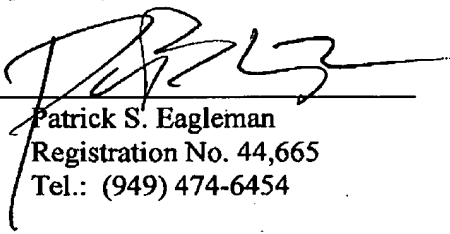
Applicant hereby petitions to withdraw the holding of abandonment, because the Issue Fee was in fact paid on April 15, 2005. This petition is filed within 2 months of a Notice of Abandonment mailed on July 28, 2005. The following documents are attached as proof that the Issue Fee was timely paid:

1. Auto-Reply Facsimile Transmission from the USPTO dated 4/15/2005, with copy of Form PTOL-85, Part B, as proof that the Issue Fee was facsimile transmitted on that date.

This Petition and attachments are being transmitted by facsimile to USPTO, General Fax No. 571-273-8300.

Respectfully submitted,

By


Patrick S. Eagleman
Registration No. 44,665
Tel.: (949) 474-6454

Baxter Healthcare Corporation
P.O. Box 15210
Irvine, CA 92623-5210



Auto-Reply Facsimile Transmission



TO:

Fax Sender at 949 474 6330

Fax Information

Date Received:

4/15/2005 9:50:30 AM [Eastern Daylight Time]

Total Pages:

3 (including cover page)

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Cover
Page

=====>

Facsimile Cover Sheet

To: Mail Stop Issue Fee

Company: USPTO

Fax No: 703 746 4000

cc:

From: Diane Branham - Patent
General Paralegal

Company: Baxter Healthcare Corporation
Law Department

Phone: (949) 474-6438

Fax: (949) 474-6330

e-mail: diane_branham@baxter.com

Date: April 15, 2005

Pages including
this cover page: 3

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COMMENTS: Form PTO-85, Part B - Fee Transmittal (in duplicate) for
US Serial No. 10/006,881

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the above-identified document is being transmitted
(in duplicate) by facsimile to USPTO, Fax. No. 703 746 4000 on April 15,
2005.

By Diane Branham
Diane Branham

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Baxter Healthcare Corporation
 PO Box 15210
 Irvine, CA 92623-5210

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below:

Diane Branham (Depositor's name)
Diane Branham (Signature)
 April 15, 2005 (Date)

08/18/2005 HDEMSS2 00000003 021440 10006881

01 FC:1501 1400.00 DA
 02 FC:1504 300.00 DA

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/006,881	12/10/2001	Manfred Reiter	V-260.00	2884

TITLE OF INVENTION: METHOD FOR LARGE SCALE PRODUCTION OF VIRUS ANTIGEN

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	5/23/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
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CHEN, STACY BROWN

1648

435-235100

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Townsend and Townsend & Crew

2. Patrick S. Eagleman

3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Baxter Healthcare S.A.

Kanton Zurich, Switzerland

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☒ Publication Fee (No small entity discount permitted)

☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 02-1440 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date April 15, 2005

Typed or printed name Patrick S. Eagleman

Registration No. 44,665

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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ATTENTION: MAIL STOP ISSUE FEE

Group Art Unit: 1648

OFFICIAL COMMUNICATION TO:

**MAIL STOP: ISSUE FEE
COMMISSIONER FOR PATENTS
P. O. BOX 1450
ALEXANDRIA, VA 22313-1450**

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following document(s) in re Application of REITER, et al., Application No. 10/006,881, filed December 10, 2001 for METHOD FOR LARGE SCALE PRODUCTION OF VIRUS ANTIGEN are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181; and
2. Auto-Reply Facsimile Transmission dated April 15, 2005, with copy of Form PTOL-85, Part B, submitted on same day.

Total number of pages being transmitted, including this page: 4

Dated: August 17, 2005

By Mary Stickle
Mary Stickle

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RETURN FACSIMILE AT (949) 474-6330**

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